

<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> (Not for submission under 37 CFR 1.99)	Application Number		10828650	
	Filing Date		2004-04-21	
	First Named Inventor	PAHL et al.		
	Art Unit	1624		
	Examiner Name	Moore, Susanna		
Attorney Docket Number		04266864		

U.S. PATENTS						
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	1	2004/094428	WO		2004-11-04	Heinrich et al.	ISR	<input type="checkbox"/>
	2	1999/62518	WO		1999-12-09	Castelhano et al.		<input type="checkbox"/>

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Examiner Initials*	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>5</sup>
	1	BERNSTEIN et al., Concomitant Polymorphs, Angew. Chem. Int. Ed., Vol. 38 (1999) p.3440-3461	<input type="checkbox"/>
	2	THRELFALL, Analysis of Organic Polymorphs: A Review, Analyst, Vol. 120 (October 1995) p.2435-2460	<input type="checkbox"/>
	3	International Preliminary Report on Patentability, PCT/EP2004/050573 (July 14, 2005)	<input type="checkbox"/>
	4	Written Opinion of the International Searching Authority, PCT/EP2004/050573 (Received July 14, 2004)	<input type="checkbox"/>

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**CERTIFICATION STATEMENT**

Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

☐ That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).

**OR**

☐ That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(2).

- ☐ See attached certification statement.
- ☐ Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.
- ☒ None

**SIGNATURE**

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature	/Joseph A. Mahoney/	Date (YYYY-MM-DD)	2007-07-30
Name/Print	Joseph A. Mahoney	Registration Number	38,956

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**